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AND RELATED LITIGATION**

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TO: The Honorable Commissioner
Attention: David Lukton
Art Unit: 1653

FROM: Beverly A. Lyman, Ph.D.

Fax No.: (703) 872-9306

Phone: (513) 241-2324

Date: June 1, 2004

Fax: (513) 421-7269

Pages (including cover page): 71

Re: U.S. Serial No. 09/898,887 AROMATIC SULFENATES FOR TYPE I
PHOTOTHERAPY
Attorney Docket No. MRD-61

ATTACHMENTS/COMMENTS: OFFICIAL

Please deliver to Technology Center
Supplemental Information Disclosure Statement (2 pages)
Form PTO-1449 (1 page)
Copy of International Search Report dated January 23, 2003 (3 pages)
Copy of U.S. Patent No. 5,650,292 (29 pages)
Copy of U.S. Patent No. 6,462,070 (35 pages)

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Attention: David Lukton
Art Unit: 1653

FROM: Beverly A. Lyman, Ph.D.

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Phone: (513) 241-2324

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Attorney Docket No. MRD-61

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Rajagopalan et al.
Application No.: 09/898,887
Filed: July 3, 2001
Art Unit: 1653
Confirmation No.: 2188
Examiner: Lukton, David
Title: **AROMATIC SULFENATES FOR TYPE I PHOTOTHERAPY**
Atty. Docket No.: MRD-61

Cincinnati, Ohio 45202

June 1, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of candor and good faith imposed by 37 C.F.R. §1.56 and means of complying therewith according to 37 C.F.R. §§1.97 and 1.98, the references listed on the attached form PTO-1449 are called to the attention of the United States Patent and Trademark Office in connection with the above-identified patent application.

JUN 01 2004

The references include a copy of an International Search Report dated January 23, 2003 and cited U.S. Patent No. 5,650,292 issued to Scherz et al., and U.S. Patent No. 6,462,070 issued to Hasan et al. The journal article entitled The Thermal Sulfenate-Sulfoxide Rearrangement: A Radical Pair Mechanism by Amaudrut and Wiest is previously of record as Applicants cited it in the above-identified application on July 3, 2001.

OFFICIAL

The Examiner is urged to consider the cited references listed on the attached form PTO-1449, and to make an independent decision with respect to materiality.

It is submitted that the cited references do not disclose or render obvious the subject matter claimed in the present application.

In accordance with 37 C.F.R. §1.97(c), please charge our Deposit Account No. 23-3000 in the amount of \$180.00 as set forth in 37 C.F.R. §1.17(p). If any additional fee is required to complete this communication, please charge Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: Beverly A. Lyman
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Sheet 1 (A) of 1

SUBSTITUTE FORM PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. MRD/61		SERIAL NO. 09/898,887							
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICANT Raghavan Rajagopalan et al.									
(37 CFR 1.98(b)) (Use several sheets if necessary)				FILING DATE July 3, 2001		GROUP 1653							
U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A.A	5	6	5	0	2	9	2	07/1997	Scherz et al.	435	68.1	07/1995
	A.B	6	4	6	2	0	7	0	10/2002	Hasan et al.	514	410	03/1997
	A.C												
	A.D												
	A.E												
	A.F												
	A.G												
	A.H												
	A.I												
	A.J												
	A.K												
FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS													
		DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION (YES/NO)						
	A.L												
	A.M												
	A.N												
	A.O												
	A.P												
	A.Q												
OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication)													
	A.R	PCT, <u>International Search Report</u> , PCT/US02/19185, Mailed on January 23, 2003 (3 pages)											
	A.S												
	A.T												
EXAMINER					DATE CONSIDERED								
EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance and not considered. Include a copy of this form with next communication to applicant.													

Substitute Disclosure Form (PTO-1449)